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असाधारण

EXTRAORDINARY

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PART II—Section 1

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (Legislative Department)

New Delhi, the 26th May, 1979/Jyaistha 5, 1901 (Saka)

The following Act of Parliament received the assent of the President on the 25th May, 1979, and is hereby published for general information:—

THE ESTATE DUTY (DISTRIBUTION) AMENDMENT ACT, 1979

No. 26 OF 1979

[25th May, 1979]

An Act further to amend the Estate Duty (Distribution) Act, 1962

Be it enacted by Parliament in the Thirtieth Year of the Republic of India as follows:—

1. (1) This Act may be called the Estate Duty (Distribution) Amendment Act, 1979.

(2) It shall be deemed to have come into force on the 1st day of April, 1979.

2. In the long title of the Estate Duty (Distribution) Act, 1962 (hereinafter referred to as the principal Act), for the figures "1973", the figures "1978" shall be substituted.

3. For section 3 of the principal Act, the following section shall be substituted, namely:—

"3. (1) During each of the financial years commencing on and after the 1st day of April, 1979, the net proceeds of estate duty levied and collected during that financial year shall, after deducting therefrom the net proceeds attributable to Union territories, be distributed among the States in proportion to the gross value of all property situated in the respective States and brought into assessment in that financial year.

Short title and commencement.

Amendment of long title of Act 9 of 1962.

Substitution of new section for section 3. Distribution of net proceeds of estate duty assigned to the States.

(2) For the purposes of this section,—

(a) "gross value", in relation to property, means the total value of all property passing on the death of any person as determined by the Controller under the Estate Duty Act, 1953; 34 of 1953.

(b) "net proceeds" includes the estate duty the payment whereof has been accepted in accordance with the provisions of section 52 of the Estate Duty Act, 1953; 34 of 1953.

(c) "net proceeds attributable to Union territories" means the portion of net proceeds which bears to the total net proceeds in any financial year the same proportion which the gross value of all property situated in all the Union territories and brought into assessment in that financial year bears to the total gross value of all property brought into assessment in that year;

(d) "property" does not include agricultural land;

(e) any property situated outside India shall be deemed to be situated in the State or, as the case may be, the Union territory wherein the value of such property has been brought into assessment.

R. V. S. PERI SASTRI,

Secy. to the Govt. of India.